tance of Indian Ocean and hostile postures of some of its neighbours; and

(b) whether modern ships have been added to Indian Navy and aged ships have been phased out?

THE MINISTER OF DEFENCE (SHRI PRANAB MUKHERJEE): (a) Modernization of the Indian Navy and review of the force level is an ongoing process keeping in view the prevailing security environment, threat perceptions, emerging technologies and availability of funds. The Indian Navy maintains an appropriate force level to meet the requirements of national security. A number of new projects have been approved by the Government to modernize the fleet. Some of the important measures taken in this regard are as follows:—

(i) Decision to acquire an aircraft carrier.

(ii) Approval for indigenous construction of an Air Defence Ship (ADS).

(iii) Approval for indigenous construction of 6 frigates and 3 destroyers.

(b) Yes, Sir. Induction of modern ships and decommissioning of the aged ships are continuous process in Indian Navy.

Increase in custodial deaths

*439. SHRIMATI JAMANA DEVI BARUPAL:
DR. T. SUBBARAMI REDDY:

Will the Minister of HOME AFFAIRS be pleased to state:

(a) whether the custodial deaths in various States are on increase;

(b) if so, the State-wise total number of custodial deaths that have occurred from 2003-04 to 2004-05;

(c) whether Union Government are considering any legislation to check increase in custodial deaths in various States;

(d) if so, whether Government have discussed this issue with the State Home Ministers; and

(e) if so, what are the steps being considered in this regard?

THE MINISTER OF STATE IN THE MINISTRY OF HOME AFFAIRS (SHRI SRIPRAKASH JAISWAL): (a) and (b) The number of cases of custodial deaths in judicial custody and police custody reported to the National Human Rights Commission (NHRC) during the years 2003-2004 and 2004-2005 (upto 31st July, 2004) is as under:—

Year	All States/UTs
2003-2004	1462
2004-2005	480 (upto 31st July, 2004)

A Statement showing the State-wise number of custodial deaths reported to the NHRC during the years 2003-2004 and 2004-2005 (upto 31.7.2004) is enclosed as Statement.

(c) to (e) 'Police' and 'Public Order' are State subject as listed in List II of the Seventh Schedule of the Constitution. However, the Government has in May, 1994 introduced in Parliament the Code of Criminal Procedure (Amendment) Bill 1994, proposing an amendment to Section 176 of Criminal Procedure Code in provide for a mandatory judicial inquiry in case of alleged death, disappearance or rape in custody. The Law Commission in its 154th Report had recommended insertion of Section 357A to the Code of Criminal Procedure, 1973 to provide for payment of compensation to victims of crime including custodial crimes. The recommendations of the Law Commission referred to above is being processed in consultation with the State Governments and Union Territory Administrations. The implementation of the recommendation is subject to legislation by Parliament for which no time frame can be fixed.

Statement

Statement showing Custodial Deaths Reported to NHRC from State Governments/UTs during the years 2003-2004 to 2004-2005 (Upto 31.7.2004)

State	2003-2004			2004-2005 (up to 31.07.2004)		
	PC	JC	Total	PC	JC	Total
Andhra Pradesh	10	114	124	3	36	39
Arunachal Pradesh	2	1	3	—	1	1
Assam	6	18	24	1	3	4
Bihar	9	139	148	1	56	57
Goa	—	—	—	—	1	1
Gujarat	20	37	57	4	18	22
Haryana	2	49	51	1	20	21
Himachal Pradesh	—	2	2	—	3	3
Jammu & Kashmir	—	—	—	—	—	—
Karnataka	4	52	56	3	11	14
Kerala	4	51	55	1	24	25
Madhya Pradesh	3	30	33	2	12	14
Maharashtra	32	148	180	6	34	40
Manipur	—	—	—	—	—	—
Meghalaya	3	3	6	1	2	3
Mizoram	—	2	2	—	—	—
Nagaland	—	0	0	—	—	—
Orissa	1	52	53	—	18	18
Punjab	7	81	88	3	19	22
Rajasthan	5	45	50	—	14	14
Sikkim	—	—	—	—	—	—
Tamil Nadu	12	106	118	3	37	40
Tripura	—	—	—	—	—	—
Uttar Pradesh	18	199	217	2	65	67
West Bengal	13	43	56	5	17	22
A&N Islands	—	—	—	—	1	1
Chandigarh	—	4	4	—	1	1
D&N Haveli	—	—	—	—	—	—
Daman & Diu	—	—	—	—	—	—
Delhi	3	22	25	2	14	16
Lakshadweep	—	—	—	—	—	—
Ponicherry	1	—	1	—	—	—
Chhattisgarh	2	42	44	1	9	10
Jharkhand	3	53	56	2	18	20
Uttaranchal	2	7	9	1	4	5
TOTAL :	162	1300	1462	42	438	480